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TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine, Department of Agriculture

[B. E. P. Q. 493, 6th Rev.]

PART 301—DOMESTIC QUARANTINE NOTICES REVOCATION OF ADMINISTRATIVE INSTRUCTIONS RELIEVING REQUIREMENTS OF PINK BOLLWORM QUARANTINE REGULATIONS

Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by the second proviso of the Pink Bollworm Quarantine No. 52 (7 CFR 1947 Supp. 301.52) the administrative instructions (7 CFR 1945 Supp. 301.52-4b; B. E. P. Q. 493, 5th Revision) which presently relieve the requirements of § 301.52-4 of the regulations supplemental to the pink bollworm quarantine (7 CFR 1947 Supp. 301.52-4) by authorizing the issuance of certificates for the interstate movement of baled cotton lint without treatment, from certain designated counties in New Mexico and Texas, when the lint has been produced in an authorized gin and subsequently protected from contamination, are hereby revoked, effective June 11, 1948.

This revocation supplements a revision of the pink bollworm quarantine and regulations¹ to become effective June 11, 1948. It is desirable that this revocation become effective on the same date. Moreover recent intensification of pink bollworm infestation in said counties makes it necessary to reimpose treatment requirements promptly. Therefore, in accordance with section 4 (c) of the Administrative Procedure Act (5 U. S. C. 1003 (c)) good cause is found for making the effective date of the revocation less than 30 days after publication hereof in the FEDERAL REGISTER.

(Sec. 8, 37 Stat. 318, as amended; 7 U. S. C. 161; 7 CFR, 1947 Supp., 301.52)

Done at Washington, D. C., this 18th day of May 1948.

[SEAL] P. N. ANNAND,
Chief, Bureau of Entomology
and Plant Quarantine.

[F. R. Doc. 48-5215; Filed, June 10, 1948;
8:52 a. m.]

¹ See F. R. Doc. 48-5216, Part 301 of this chapter, *infra*.

[Quarantine No. 52]

PART 301—DOMESTIC QUARANTINE NOTICES

SUBPART—PINK BOLLWORM

Pursuant to the authority conferred by section 8 of the Plant Quarantine Act of 1912, as amended (7 U. S. C. 161) and sections 1 and 3 of the Insect Pest Act (7 U. S. C. 141, 143) the quarantine on account of the pink bollworm and regulations supplemental thereto (7 CFR 1947 Supp. 301.52, 301.52-1 to 301.52-12, inclusive) are hereby amended to read as follows:

QUARANTINE	
Sec.	
301.52	Notice of quarantine.
REGULATIONS	
301.52-1	Definitions.
301.52-2	Regulated areas.
301.52-3	Articles the movement of which is limited or prohibited.
301.52-4	Conditions governing the issuance of certificates and permits.
301.52-5	Limited permits.
301.52-6	Articles originating outside the regulated area.
301.52-7	Cleaning or treating requirements for other articles when contaminated with cotton or cotton products originating within a regulated area.
301.52-8	Dealer-carrier permits.
301.52-9	Cancellation of certificates.
301.52-10	Authorization of alternate treatments.
301.52-11	General certification provisions and marking and labeling requirements.
301.52-12	Shipments for experimental and scientific purposes.

AUTHORITY: §§ 301.52 to 301.52-12, inclusive, issued under secs. 1, 3, 33 Stat. 1269, 1270, sec. 8, 37 Stat. 318, as amended; 7 U. S. C. 141, 143, 161.

QUARANTINE

§ 301.52 *Notice of quarantine.* Under the authority conferred by section 8 of the Plant Quarantine Act of August 20, 1912, as amended (7 U. S. C. 161), and having held the public hearings required thereunder, the Secretary of Agriculture quarantines the States of Arizona, New Mexico, Oklahoma, and Texas, to prevent the spread of the pink bollworm, and under authority contained in the Plant Quarantine Act and the Insect Pest Act of March 3, 1905 (7 U. S. C. 141 et seq.), the Secretary of Agriculture hereinafter prescribes regulations governing the

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movement of pink bollworms and carriers thereof. Hereafter (a) okra, including all parts of the plants; (b) cotton, wild cotton, including all parts of both cotton and wild cotton plants, seed cotton, cotton lint, linters, and all other forms of unmanufactured cotton fiber, gin waste, cottonseed, cottonseed hulls, cottonseed cake, and meal; (c) bagging and other containers and wrappers of cotton and cotton products; (d) railway cars, boats, and other means of transportation which have been used in conveying regulated cotton products or which are fouled with such products; and (e) when contaminated with regulated cotton products, any other commodities, including farm products, farm household goods, and farm equipment, shall not be shipped, offered for shipment to a common carrier, received for transportation or transported by a common carrier, or carried, transported, moved, or allowed to be moved

from any of said quarantined States into or through any other State or Territory or District of the United States in manner or method or under conditions other than those prescribed in the regulations hereinafter made and amendments thereto: *Provided*, That the requirements of this quarantine and of the rules and regulations supplemental hereto are hereby limited to the areas in a quarantined State now, or which may hereafter be, designated by the Secretary of Agriculture as regulated areas, as long as, in the judgment of the Secretary of Agriculture, the enforcement of the said rules and regulations as to such regulated areas shall be adequate to prevent the spread of the pink bollworm, except that such limitation is further conditioned upon the affected State or States providing for and enforcing control of the intrastate movement of the regulated articles under the same conditions as those which apply to their interstate movement under the provisions of the currently existing Federal quarantine regulations, and upon their enforcing such control and sanitation measures with respect to such areas or portions thereof as, in the judgment of the Secretary of Agriculture, shall be deemed adequate to prevent the intrastate spread thereof from of the said insect infestation: *Provided further* That whenever the Chief of the Bureau of Entomology and Plant Quarantine shall find that facts exist as to pest risk involved in the movement of one or more of the articles to which the regulations supplemental hereto apply, making it safe to modify, by making less stringent, the requirements contained in any such regulations, he shall set forth and publish such finding in administrative instructions, specifying the manner in which the applicable regulations should be made less stringent, whereupon such modification shall become effective, for such period and for such regulated area or portion thereof or for such article or articles as shall be specified in said administrative instructions.

REGULATIONS

§ 301.52-1 *Definitions*. For the purpose of the regulations in this subpart the following words, names, and terms shall be construed respectively to mean:

(a) *Pink bollworm*. The insect known as the pink bollworm of cotton (*Pectinophora gossypiella* Saund.) in any stage of development.

(b) *Cotton and cotton products*. Cotton and wild cotton plants of the genera *Gossypium* and *Thurberia*, and products of these plants, including seed cotton; cottonseed; cotton lint and linters, and all forms of unmanufactured cotton fiber; cottonseed hulls, cake, and meal; gin waste; and all other parts of such plants.

(c) *Seed cotton*. All forms of cotton lint from which the seed has not been separated.

(d) *Lint*. All forms of unmanufactured cotton fiber except linters.

(e) *Linters*. All forms of unmanufactured cotton fiber separated from cotton seed after the lint has been removed.

(f) *Approved*. Officially sanctioned by the Chief of the Bureau of Entomology and Plant Quarantine.

(g) *Chief of the Bureau*. The Chief of the Bureau of Entomology and Plant Quarantine.

(h) *Certificate*. An approved document issued by an inspector evidencing the apparent freedom of restricted articles from the pest.

(i) *Limited permit*. An approved document issued by an inspector to allow movement of noncertified, restricted articles to or from authorized and designated gins, oil mills, and processing or manufacturing plants. Limited permits will also cover all movements of restricted articles while in the process of being made eligible for certification.

(j) *Dealer-carrier permit*. An approved document issued to persons or firms engaged in ginning, manufacturing, or processing restricted articles for subsequent movement from regulated areas, and to persons or firms moving restricted articles from regulated areas.

(k) *"Infestation" ("infested")*. The presence of the pink bollworm. ("Infested" shall be construed accordingly.)

(l) *"Moved" ("movement" and "move")*. Shipped, offered for shipment to a common carrier, received for transportation or transported by a common carrier, or carried, transported, moved, or allowed to be moved by any person from any regulated area interstate to or through points outside thereof. ("Movement" and "move" shall be construed accordingly.)

(m) *Inspector*. An inspector of the United States Department of Agriculture.

(n) *Okra* (*Hibiscus esculentus*). Okra plants and products of the plants, including seed and edible and dry pods.

§ 301.52-2 *Regulated areas*. The following areas are hereby designated as regulated areas within the meaning of the regulations in this subpart and are further classed as heavily or lightly infested:

(a) *Heavily infested areas*.

Texas. Counties of Brewster, Cameron, Culberson, Jeff Davis, Hidalgo, Hudspeth, Presidio, Terrell, Willacy; and that part of El Paso County lying east of an imaginary line extending due north from the Texas-Mexico boundary to the point near U. S. Highway 89, where sec. 4, 5, 8, and 9, T. 23 S., R. 4 E. have a common corner; thence due north to the Texas-New Mexico boundary.

(b) *Lightly infested areas*.

Arizona. Counties of Cochise, Graham, Greenlee, Maricopa, Pinal, and Santa Cruz, and all of Pima County¹ except that part lying west of the western boundary line of range 8 east.

New Mexico. Counties of Chaves, Dona Ana, Eddy, Grant, Hidalgo, Lea, Luna, Otero, Roosevelt, Sierra, Socorro, and Valencia.

Oklahoma. Beckham, Caddo, Greer, Harmon, Jackson, Kiowa, Tillman, and Washita.

Texas. Counties of Andrews, Aransas, Atascosa, Bailey, Baylor, Bexar, Borden, Brazoria, Brooks, Brown, Burnet, Caldwell,

Calhoun, Callahan, Chambers, Childress, Cochran, Coke, Coleman, Collingsworth, Comanche, Concho, Coryell, Cottle, Crane, Crosby, Dawson, Dickens, Dimmitt, Donley, Duval, Eastland, Ector, Erath, Fisher, Floyd, Foard, Frisco, Gaines, Garza, Glasscock, Goliad, Gonzales, Gray, Guadalupe, Hale, Hall, Hamilton, Hardeman, Haskell, Hays, Heckley, Howard, Irion, Jackson, Jefferson, Jim Hogg, Jim Wells, Jones, Karnes, Kennedy, Kent, King, Kleberg, Knox, Lamb, Lampasas, La Salle, Liberty, Live Oak, Loving, Lubbock, Lynn, Martin, Mason, Matagorda, Maverick, McCulloch, McMullen, Medina, Menard, Midland, Mills, Mitchell, Motley, Nolan, Nueces, Orange, Pecos, Reagan, Reeves, Refugio, Runnels, San Patricio, San Saba, Schleicher, Scurry, Shackelford, Starr, Sterling, Stonewall, Taylor, Terry, Throckmorton, Tom Green, Upton, Uvalde, Victoria, Ward, Webb, Wharton, Wheeler, Wichita, Wilbarger, Wilcox, Winkler, Yoakum, Zapata, and Zavala; that part of El Paso County lying west of an imaginary line extending due north from the Texas-Mexico boundary to the point near U. S. Highway 89 where secs. 4, 5, 8, and 9, T. 23 S., R. 4 E. have a common corner, thence due north to the Texas-New Mexico boundary; and that part of Harris County lying east of the San Jacinto River and its tributary, the east fork of the San Jacinto River, and north of the Houston Ship Channel.

§ 301.52-3 *Articles the movement of which is limited or prohibited*—(a) *Articles prohibited movement*. The movement, except for experimental or scientific purposes under § 301.52-12, from any regulated area of live pink bollworms, gin trash and cotton waste from gins and mills, and all untreated or unmanufactured cotton products (other than seed cotton, cotton lint and linters, either baled or unbaled, cottonseed, cottonseed hulls, and cottonseed meal and cake as provided in this subpart) is prohibited.

(b) *Articles the movement of which is limited*—(1) *Seed cotton*. The movement of seed cotton will be allowed only from lightly infested area to contiguous regulated area for the purpose of ginning, for which movement no permit is required.

(2) *Cottonseed produced in heavily infested area*. The movement of cottonseed produced within a heavily infested area to points outside such area will be limited to contiguous lightly infested area under the conditions provided in § 301.52-4 (c) (2) either for planting therein or for processing in designated authorized oil mills.

(c) *Articles conditionally authorized movement*. Cotton lint and linters, either baled or unbaled, cottonseed produced in lightly infested area, cottonseed hulls, meal, and cake, and okra may be moved (1) from regulated area to points outside thereof, or (2) from regulated area to noncontiguous regulated area, or (3) from heavily infested to contiguous lightly infested area, only when accompanied by a certificate or permit as hereinafter provided. No certificates or permits are required for the movement of articles listed in this paragraph from a lightly infested area to a contiguous, lightly or heavily infested area, or from a heavily infested area to a contiguous heavily infested area.

§ 301.52-4 *Conditions governing the issuance of certificates and permits*—(a) *Cotton lint*. A certificate may be issued

¹Part of the lightly infested area in Arizona is regulated on account of the Thurberia weevil under Quarantine No. 61, and shipments therefrom must also comply with the requirements of that quarantine. (7 CFR 301.61 et seq.)

for the movement of baled cotton lint originating in a regulated area when said cotton lint has been produced in an approved gin and has been given any one of the following treatments under the supervision of an inspector and subsequently protected from contamination:

(1) Passed to bat form between approved heavy steel rollers set not more than $\frac{1}{4}$ inch apart; or (2) given approved vacuum fumigation; or (3) given standard or high density compression: *Provided*, That lint cotton from Presidio and Brewster Counties, Texas (part of the heavily infested area) may be moved only when treated as specified under subparagraphs (1) or (2) of this paragraph.

(b) *Cotton linters*. Certificates may be issued for the movement of linters from any regulated area when produced from sterilized seed in an approved oil mill, and subsequently protected from contamination.

(c) *Cottonseed*—(1) *From lightly infested area*. A certificate may be issued for the movement of cottonseed originating in a lightly infested area, to any destination, when produced in an approved gin within the area after said seed has been heated to a temperature of 150° F for a minimum period of 30 seconds, as a part of the continuous process of ginning, under the supervision of an inspector, and subsequently protected from contamination. *Provided*, That heat treatment incidental to certification may be accomplished at plants designated by the Chief of the Bureau as provided in § 301.52-5.

(2) *From heavily infested area*. Limited permits may be issued for movement from a heavily infested area of cottonseed originating in such area after the seed has been treated under supervision of an inspector in a manner prescribed by the Chief of the Bureau, and when it is consigned only to contiguous lightly infested area for planting therein.

All other cottonseed originating in a heavily infested area will be authorized movement under a limited permit only to contiguous lightly infested area for processing therein in an oil mill designated under authority of the Chief of the Bureau, under the following conditions: When the seed has been treated and protected as provided in § 301.52-4 (c) (1) for seed from the lightly infested area, and (i) has been given a second heat treatment at a temperature of 155° F for a minimum period of 60 seconds under the supervision of an inspector, at a plant operated separate and apart from the gin or gins which applied the initial heat treatment as a part of the continuous process of ginning, and when the seed has been subsequently protected from contamination; or (ii) when the seed is given, under the supervision of an inspector, the foregoing second heat treatment at the designated oil mill, on arrival. The cars or other vehicles conveying the seed to the designated oil mills must be cleaned and sterilized, under the supervision of an inspector, immediately after unloading. This also applies to cars or vehicles conveying seed that has been given the second heat treatment either under subdivisions (i) or (ii) of this subparagraph.

(d) *Cottonseed hulls, cake, and meal*. Certificates may be issued for the movement of cottonseed hulls, cake, and meal produced from sterilized seed originating in a regulated area when these products have been processed in an authorized oil mill under the supervision of an inspector, and subsequently protected from contamination.

(e) *Samples of lint cotton and linters*. A certificate may be issued for the movement of samples of lint cotton and linters (approximately 1½ pounds) originating in a regulated area without restrictions other than that the bales of lint cotton or linters from which the samples have been taken have been produced in an approved gin or oil mill and subsequently protected from contamination.

(f) *Okra*. Certificates may be issued for the movement of edible okra produced in a heavily infested area under any one of the following conditions: (1) When inspected by an inspector and found to be free from infestation; (2) when produced under such conditions in the judgment of an inspector as to render it free from infestation; (3) when processed or treated in accordance with administrative instructions issued by the Chief of the Bureau. Okra produced in a lightly infested area under such conditions as to render it free from infestation may move without treatment or certification.

§ 301.52-5 *Limited permits*. Limited permits will be issued for the movement of noncertified, restricted articles to such gins, oil mills, or processing or manufacturing plants as may be authorized and designated by the Chief of the Bureau for manufacturing, processing, or treatment incidental to preparing such products for certification. As a condition of such authorization and designation, operators of gins, oil mills, or manufacturing, or processing plants must agree in writing to handle restricted articles as to segregation of processed and nonprocessed products, efficient functioning of processing equipment, disposition of waste, use of uncontaminated containers of processed products, prevention of contamination of processed products, and the maintenance of identity of regulated and non-regulated products in such a manner as to prevent the spread of the pink bollworm; and to maintain such other sanitary safeguards and restrictions against the establishment and spread of infestation as may be required by the inspector.

§ 301.52-6 *Articles originating outside the regulated area*. Regulated articles originating outside the regulated area may be certified for movement from a regulated area without processing, treatment, or sterilization if, while in the regulated area, these products have been handled and stored in such a manner as to maintain identity and as to prevent infestation or contamination with other restricted articles originating in the regulated area.

§ 301.52-7 *Cleaning or treating requirements for other articles when contaminated with cotton or cotton products originating within a regulated area*. When infested with live pink bollworms or contaminated with cotton or cotton

products originating within a regulated area, railway cars, boats, and other means of transportation, cotton bagging and other containers of cotton, cotton processing machinery, farm household goods, farm equipment, farm products, and any other articles shall not be moved from a regulated area until freed from such infestation or contamination to the satisfaction of an inspector, after which cleaning or treatment no certificate or permit will be required except for cotton bagging, or other containers of cotton, and cotton processing machinery.

§ 301.52-8 *Dealer-carrier permits*. As a condition of issuance of certificates or limited permits for the movement of restricted articles, those persons engaged in purchasing, assembling, ginning, processing, or carrying such restricted articles originating or stored in regulated areas, shall (a) make application for a dealer-carrier permit to the Bureau of Entomology and Plant Quarantine, Federal Building, San Antonio 6, Tex., and (b) agree to maintain an accurate record of receipts and sales, shipments or services, when so required (which record shall be available at all times for examination by an inspector), and (c) agree to carry out any and all conditions, treatments, precautions, and sanitary measures which may be required by the inspector.

§ 301.52-9 *Cancellation of certificates*. Any certificates, limited permits, or dealer-carrier permits issued under the regulations in this subpart may be withdrawn or cancelled and further certificates or permits refused, whenever, in the judgment of the Chief of the Bureau, the further use of such certificates or permits might result in the dissemination of the pink bollworm.

§ 301.52-10 *Authorization of alternate treatments*. When in the judgment of the Chief of the Bureau more effective methods of treatment, processing, or sterilization shall have been developed or when methods of treatment, processing, or sterilization as stipulated in the regulations in this subpart are found unsatisfactory by him, he is authorized to alter them or substitute other requirements.

§ 301.52-11 *General certification provisions and marking and labeling requirements*. To obtain certificates or limited permits under the regulations in this subpart application shall be made either to the local inspector or to the Bureau of Entomology and Plant Quarantine, Federal Building, San Antonio 6, Texas.²

Certificates or permits required under the regulations in this subpart shall be securely attached to the outside of each container of restricted articles, or, in the case of carlot or bulk shipments by freight, to the waybills or other shipping papers which accompany the shipment. In the case of movement by road vehicle, such certificate or permit shall accompany the vehicle. Each container of restricted articles so moved shall bear such

² See Appendix for list of field stations.

marking and labeling as may be necessary, in the judgment of the inspector, to identify the material.

The United States Department of Agriculture shall not be responsible for any costs incident to inspection or treatment, other than the services of inspectors.

§ 301.52-12 *Shipments for experimental and scientific purposes.* Live pink bollworms and products or articles subject to requirements of the regulations in this subpart may be moved for experimental or scientific purposes, on such conditions and under such safeguards as may be prescribed by the Chief of the Bureau. The container of articles so moved shall bear, securely attached to the outside thereof, an identifying tag from the Bureau of Entomology and Plant Quarantine showing compliance with such conditions.

This revision of the quarantine and regulations shall be effective on and after June 11, 1948, and shall supersede the quarantine and regulations issued August 22, 1947 (7 CFR, 1947 Supp., §§ 301.52, 301.52-1 to 301.52-12, inclusive).

The foregoing revision of the pink bollworm quarantine and regulations heretofore adopted to prevent the interstate spread of the pink bollworm from States where this pest is known to exist, is issued to quarantine the State of Oklahoma in addition to the other States designated in the quarantine and previously quarantined; to extend the regulated areas within the quarantined States; and to restrict the movement therefrom of live pink bollworms in any stage of development and articles which may be carriers of this pest. In order to be of maximum benefit in preventing the interstate spread of pink bollworms, the revision should be made effective as soon as possible. The revision of the quarantine and regulations represents formal Federal action to concur in State action already taken at the request and in accordance with suggestions of the United States Department of Agriculture. It was understood at the time the respective States placed their regulations in effect that this revision of the quarantine and the regulations would be made effective promptly. Accordingly, pursuant to the provisions of section 4 of the Administrative Procedure Act (5 U. S. C. 1003) good cause is found for the issuance of the revision effective less than 30 days after its publication in the FEDERAL REGISTER.

Done at Washington, D. C., this 8th day of June 1948.

Witness my hand and the seal of the United States Department of Agriculture.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

APPENDIX—FIELD HEADQUARTERS AND STATIONS

Applications for certificates or permits may be made to the field project leader, addressing Pink Bollworm Control, Bureau of Entomology and Plant Quarantine, P. O. Box 2749, or Room 571 Federal Building (Telephone F-7141-275), San Antonio 6, Texas, or the nearest inspector.

Inspectors may be reached by addressing Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, at the following stations:

ARIZONA			
Address	Town	Telephone	District office
P. O. Box 845, 16th St. and Gilbert Ave.	Casa Grande	439-B3	Phoenix.
P. O. Box 532, 114 East Ave.	Gilbert	2-4	Do.
623 Security Bldg.	Phoenix	4-4562	Do.
P. O. Box 240, 300 Post Office Bldg.	Safford	132	Do.
P. O. Box 624, 311 Post Office Bldg.	Tucson	1570	Do.
NEW MEXICO			
P. O. Box 840	Las Cruces	266	El Paso, Tex.
P. O. Box 1222, 340 Post Office Building	Reynolds	800-W	Do.
OKLAHOMA			
P. O. Box 632, 110 1/2 N. Hudson St.	Altus	1949	Altus
	Andarko		Do.
	Cordell		Do.
P. O. Box 222	Elk City	821-W	Do.
	Frederick		Do.
	Hebert		Do.
	Mangum		Do.
TEXAS			
P. O. Box 2342, Room 22, Agricultural Bldg.	Abilene	8321	Abilene
P. O. Box 432, Bellen and Charles Bldg.	Alco	670	Corpus Christi
P. O. Box 840	Alpine	150	El Paso.
P. O. Box 108, 5012 Ave. E.	Bay City	417	Corpus Christi
P. O. Box 253, 207 Petroleum Bldg.	Beckville		Big Spring.
P. O. Box 148, Room 6, Brownfield Office Bldg.	Big Spring	1554	Do.
P. O. Box 355, Fort Brown Bldg. 114	Brownfield	480	Do.
P. O. Box 85	Brownsville	701	Harlingen.
P. O. Box 374, 330 Agricultural Bldg.	Childress		Altus, Okla.
302 U. S. Courthouse	Coleman		Abilene.
	Corpus Christi	2-7613	Corpus Christi
	Dickens		Big Spring.
210 W. Harriman St.	Edinburg	19	Harlingen.
11 U. S. Courthouse	El Paso	2-1932	El Paso.
	Falkens		Do.
P. O. Box 17, Room 8, Brown Bldg.	Garderville		Abilene.
P. O. Box 522, 423 Babco Bldg.	Harlingen	616	Harlingen.
General Delivery	Kerdy		Corpus.
P. O. Box 67, Post Office Bldg.	Lamesa	433-J	Big Spring.
P. O. Box 141	Laredo		Harlingen.
	Levelland		Big Spring.
P. O. Box 1142	Littlefield		Do.
P. O. Box 1615, 300 Federal Bldg.	Lubbock	4061	Big Spring.
P. O. Box 1634, 22 1/2 South Main	McAllen	603	Harlingen.
342 Third St.	Mercedes	267	Do.
506 Federal Bldg.	Peers	57	El Paso.
	Plainview		Big Spring.
P. O. Box 294	Port Lavaca		Corpus.
P. O. Box 706, Room 8, Weeks Bldg.	Raymondville	253	Harlingen.
P. O. Box 141	Rio Grande City		Do.
Room 3, State National Bank Bldg.	Robinson	127	Corpus Christi
P. O. Box 616, 212 Post Office Bldg.	San Angelo	623	Abilene.
P. O. Box 1063, 606 South Sam Houston Blvd.	San Benito	730	Harlingen.
213 East College St.	Sequim	661 W	Corpus.
	Shamrock		Altus, Okla.
	Sinton		Corpus Christi
	Snyder		Big Spring.
	Stamford		Abilene.
P. O. Box 632	Stephenville		Do.
	Taft	253	Corpus Christi
P. O. Box 232, Taft Bldg.	Tahoka		Big Spring.
P. O. Box 1700	Vernon		Altus, Okla.
	Victoria		Corpus.
P. O. Box 423, 167 1/2 West 4th St.	Waco	377	Harlingen.
P. O. Box 430, Rugeley Bldg.	Wharton	153	Corpus.

[F. R. Dec. 48-5216; Filed, June 10, 1948; 8:52 a. m.]

[B. E. P. Q. 553, Rev.]

PART 301—DOMESTIC QUARANTINE NOTICES

PINK BOLLWORM QUARANTINE; ADMINISTRATIVE INSTRUCTIONS; AUTHORIZING ADDITIONAL METHODS OF TREATING COTTONSEED

Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by the second proviso of Pink Bollworm Quarantine No. 52 (7 CFR, 1947 Supp., 301.52), and having determined that facts exist as to the pest risk involved which make it safe to modify, by making less stringent, the requirements contained in § 301.52-4 (c) (1) and (2) of the regulations, the following revision of administrative instructions authorizing additional methods of treating cottonseed (B. E. P. Q.

553; 7 CFR, 1946 Supp., 301.52-4d) is hereby adopted:

§ 301.52-4d *Administrative instructions authorizing additional methods of treating cottonseed*—(a) *Cottonseed from lightly infested area.* In lieu of the heat treatment upon arrival at designated oil mills or other treating plants prescribed in § 301.52-4 (c) (1) as a condition of certification for interstate movement, to any destination, of cottonseed originating in the counties of Andrews, Bailey, Baylor, Borden, Brown, Callahan, Childress, Cochran, Coke, Coleman, Collingsworth, Concho, Cottle, Crane, Crosby, Dawson, Dickens, Donley, Ector, Fisher, Floyd, Foard, Gaines, Garza, Glasscock, Gray, Hale, Hall, Hardeman, Haskell, Hockley, Howard, Irion, Jones, Kent, King, Knox, Lamb,

Lubbock, Lynn, Martin, Mason, McCulloch, Menard, Midland, Mitchell, Motley, Nolan, Reagan, Runnels, San Saba, Schleicher, Scurry, Shackelford, Sterling, Stonewall, Taylor, Terry, Throckmorton, Tom Green, Upton, Wheeler, Wichita, Wilbarger, and Yoakum, in Texas, the counties of Beckham, Caddo, Greer, Harmon, Jackson, Kiowa, Tillman, and Washita, in Oklahoma, and the counties of Lea and Roosevelt, in New Mexico, such cottonseed may be certified after methyl bromide fumigation under the supervision of an inspector in the following manner:

(1) *Equipment.* The fumigation chamber shall be cylindrical in shape, with walls and top made of sheet steel. All joints or seams must be gastight. It shall have a foundation and base of concrete. The chamber shall have a false floor raised at least 12" above the concrete bottom perforated by $\frac{1}{4}$ " holes 4 inches apart in each direction. The floor joists shall be staggered so that free circulation of air beneath the floor can be obtained. It will be permissible to install a screw conveyor beneath the floor, protected by an inverted V shaped tunnel, to remove cottonseed from the chamber. All entrances to the chamber, except the exit conveyor channel, must be provided with covers that can be clamped in place against sponge rubber gaskets, or be sealed in some manner, to provide a gastight closure.

Each chamber must be provided with a circulatory system which can draw air from beneath the false floor and return it to the top of the chamber above the load line. This system can be contained entirely within the tank by boxing in the motor and blower on the floor near one wall, and running the return duct up the inside of the wall. If the blower and return duct are outside of the chamber, the blower housing and all ducts must be gastight. The blower intake shall be connected to two lateral ducts, one across the center of each half of the bottom of the chamber. These ducts shall have four or five openings spaced equidistant along their length, and adjusted so as to take in approximately equal portions of air at each opening. The duct may be buried in the concrete floor with only the risers opening above the level of the concrete, or it can be laid directly on the concrete surface.

The blower shall have sufficient capacity to establish air circulation through a full load of cottonseed within 10 minutes. (This fact will be determined by pressure readings above and below the load of cottonseed.)

Note: In experimental tests, a blower with a blade wheel 40" in diameter, run at 1,800 r. p. m., established air circulation in 8 minutes in a 54,580 cu. ft. chamber through seed 40" deep. As near as can be determined, this blower had a rating of 6,000 to 8,000 c. f. m. at a static pressure of 10"

The return duct shall be arranged so that the discharge can be diverted to the open air in order that the fumigant can be evacuated at the end of the exposure period.

(2) *Approval.* Any person contemplating the erection of equipment for use

under these instructions should submit plans of the proposed structure to the Bureau of Entomology and Plant Quarantine for approval. After construction, the Bureau of Entomology and Plant Quarantine will require such performance tests of the loaded chamber as it shall deem necessary, before final approval is granted.

(3) *Dosage.* The dosage of methyl bromide shall be as follows:

At average seed temperatures of 60° F or above, the dosage rate shall be 4 lb. of methyl bromide per 1,000 cu. ft. of chamber space.

At average seed temperatures below 60° F., the dosage rate shall be 5 lb. of methyl bromide per 1,000 cu. ft. of chamber space.

The exposure period shall be of 24 hours duration.

The dosage shall be introduced as a spray into the return duct at some point beyond the blower.

The circulatory system shall be operated at the beginning for a period to be designated by the inspector in charge.

(b) *Cottonseed from heavily infested area.* Cottonseed located within heavily infested areas, as defined in § 301.52-2, which has been tested as provided in § 301.52-4 (c) (1) as a part of the continuous process of ginning and subsequently protected from contamination, and in addition has been given, within the heavily infested area, any one of the following additional treatments in approved equipment under the supervision of an inspector and in a manner approved by him, may be certified for movement interstate to any destination.

(1) *Additional heat treatment.* A second heat treatment shall be given with steam as the heating medium in an apparatus separate and apart from the gin or gins which applied the initial heat treatment. The mass temperature of the seed must be raised to at least 155° F during an exposure period of 2 minutes. The exposure period in the length of time required for the seed to travel from point of entrance into the heater to the point where the temperature reading of the seed is taken beyond the exit of the heater. The heating apparatus must be so constructed as to apply an adequate amount of live steam to the seed promptly upon entrance into the apparatus, and radiated heat for the full length of the heating unit. The apparatus shall be constructed so as to assure a constant and uniform flow of cottonseed through the machine when in operation and equipped with devices which will stir the seed so as to expose each seed to both the introduced steam and radiated heat during the entire exposure period.

(2) *Methyl bromide fumigation of sacked cottonseed.* The seed shall be treated in an approved fumigation chamber with methyl bromide at a dosage of 3 pounds per 1,000 cubic feet for an exposure period of 24 hours. The seed shall be sacked and stacked on a floor rack which will allow circulation beneath the seed. The bulk temperature of the seed at the beginning of the fumigation shall be 60° F or above. A

circulating fan shall be operated for a period of 30 minutes after the introduction of the fumigant.

An approved fumigation chamber shall be one lined with sheet metal, with all openings fitted tightly against a double row of molded sponge rubber gasketing. Chambers with more than 100 cubic feet capacity shall have a combination circulating and venting system. Chambers of less than 100 cubic feet shall have a circulating fan. All chambers must pass a pressure test whereby the time lapse is more than 22 seconds for an internal pressure of 50 mm. on a kerosene-filled open arm manometer to recede to 5 mm. pressure.

(3) *Methyl bromide fumigation of bulk cottonseed.* As an alternative treatment, the type of methyl bromide fumigation authorized in paragraph (a) of this section for certain counties in the lightly infested area may be employed as the additional treatment.

The Bureau of Entomology and Plant Quarantine has made tests which show that methyl bromide fumigation of cottonseed does not affect its germination or processing qualities. It has not, however, had an opportunity to test seed under all conditions or from all areas. Those who elect to use this method of treatment are, therefore, hereby notified that no liability shall be attached to the Department of Agriculture or any of its employees for damage to seed that might result from application of the treatment of cottonseed with methyl bromide. (Sec. 8, 37 Stat. 318, as amended; 7 U. S. C. 161, 7 CFR 1947 Supp. 301.52)

These instructions shall become effective June 11, 1948, when they shall supersede B. E. P. Q. 558, effective October 28, 1946 (7 CFR 1946 Supp. 301.52-4d)

These administrative instructions supplement a revision of the pink bollworm quarantine and regulations to become effective 1948. It is, therefore, desirable that the instructions also become effective on the same date. Furthermore, they relieve restrictions in that they authorize chemical treatments not heretofore authorized, as the basis for certification of cottonseed for interstate shipment, and in order to be of maximum benefit to shippers, they should be made effective promptly. For the reasons stated, it is found upon good cause, pursuant to the provisions of section 4 of the Administrative Procedure Act (5 U. S. C. 1003) that notice and public procedure on these administrative instructions are unnecessary, impracticable, and contrary to the public interest, and good cause is found for making them effective less than thirty days after their publication in the FEDERAL REGISTER.

Done at Washington, D. C., this 18th day of May 1948.

[SEAL] P. N. ANNAND,
Chief, Bureau of Entomology
and Plant Quarantine.

[F. R. Doc. 48-5214; Filed, June 10, 1948;
8:52 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial No. ER-127]

PART 228—FREE AND REDUCED RATE
TRANSPORTATION

ACCESS TO AIRCRAFT FOR SAFETY PURPOSES

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 4th day of June 1948.

Section 228.3 is being amended to (1) clarify the present provisions with respect to free carriage of Board and CAA personnel inspecting for safety purposes and (2) extend the authorization to carriage for the purpose of inspecting route facilities, operational procedures or airman competency.

The first type of change is being made in response to requests of the air carriers; the second is being made in response to the request of the Administrator of Civil Aeronautics.

Interested persons have been afforded an opportunity to participate in the making of this amendment and due consideration has been given to all relevant matter submitted.

In consideration of the foregoing, the Board hereby amends § 228.3 (a) and (b) of the Economic Regulations (14 CFR 228.3 (a) and (b)) to read as follows, effective July 10, 1948:

§ 228.3 *Access to aircraft for safety purposes*—(a) *Safety inspectors*. Every air carrier shall carry, without charge on any aircraft which it operates, any duly authorized official or employee of the Board or of the Administrator of Civil Aeronautics who has been assigned to the duty of inspecting during flight such aircraft, its engines, propellers, appliances, route facilities, operational procedures or airman competency.

(b) *Requests for access to aircraft*. Such carriage without charge shall be granted, (1) on presentation to the appropriate agents of the air carrier of a certificate identifying the person presenting it as being entitled to such carriage signed by the Secretary of the Civil Aeronautics Board, or by the Assistant Administrator for Aviation Safety of the Office of the Administrator of Civil Aeronautics,¹ and signed by the person presenting it; and (2) on delivery to the appropriate agents of the air carrier, in duplicate, a "Request for Access to Aircraft" on a form supplied by the Board or by the Administrator stating that the signer thereof desires access to a certain aircraft of the air carrier from a named point of departure on a designated date and hour to a named destination for the purpose of performing his official duties during flight of such aircraft. The air carrier shall retain one copy of each such request. On or before the 10th day of each month,

¹ All identification certificates issued prior to June 1, 1948 and signed by the Assistant Administrator for Safety Regulation remain valid until their expiration, insofar as validity depends upon signature by a duly authorized official of the Office of the Administrator of Civil Aeronautics. Certificates issued after June 1, 1948 will be executed by the Assistant Administrator for Aviation Safety.

each air carrier shall forward one copy of all such requests received by it during the second preceding calendar month to the Secretary of the Civil Aeronautics Board, Washington 25, D. C. (Secs. 205 (a) 601-610; 52 Stat. 934, 1007-1012; 49 U. S. C. 425 (a), 551-560)

By the Civil Aeronautics Board.

[SEAL]

M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-5226; Filed, June 10, 1948;
8:59 a. m.]

Chapter II—Civil Aeronautics
AdministrationPART 550—FEDERAL AID TO PUBLIC
AGENCIES FOR DEVELOPMENT OF PUBLIC
AIRPORTS

ADOPTION OF APPENDICES

Acting pursuant to the authority
vested in me by the Federal Airport Act

(60 Stat. 170; Pub. Law No. 377, 79th Cong.), I hereby supplement and amend the order adopting a revised Part 550 of the regulations of the Administrator of Civil Aeronautics, as published in the FEDERAL REGISTER of March 18, 1948 (13 F. R. 1393) as amended by the order published in the FEDERAL REGISTER of April 30, 1948 (13 F. R. 2338), by adopting the attached Appendices G, K, M and N as the appendices so designated in such revised Part 550 and made a part thereof.

This order shall become effective upon publication in the FEDERAL REGISTER.

NOTE: The reporting and record-keeping requirements contained in this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(60 Stat. 170)

F. B. LEE,
Acting Administrator of
Civil Aeronautics.

APPENDIX G

Form ACA-1623 DEPARTMENT OF COMMERCE CIVIL AERONAUTICS ADMINISTRATION		Form approved Budget Bureau No. 41-R5302
DETAILED ESTIMATE OF COST		Page 1 of — pages
If additional space is required, use continuation sheet, Form ACA-1623a.		1. Date prepared
3. Sponsor's name	4. Sponsor's address	5. State
6. Name of airport	7. Location of airport	8. CAA grant agreement No.
10. Name of contractor	11. Address of contractor	9. Date accepted
12. Description of work		13. Total estimated cost
		14. Sponsor's contract No.
		15. Completion time
		16. Work performed under: <input type="checkbox"/> Lump sum <input type="checkbox"/> Force account contract

17. Item No.	18. Description of item	19. Quantity	20. Unit	21. Unit price	22. Estimated costs (force account only)			23. Total
					a. Labor	b. Material	c. Other	
				\$	\$	\$	\$	\$

24. Submitted:

Date Signature Title

25. Approved:

Date Signature CAA district airport engineer

APPENDIX K

INSTRUCTIONS FOR PREPARING FORM ACA 1628, DETAILED ESTIMATE OF COST AND APPLICABLE ITEMS AND COLUMNS ON THE CONTINUATION SHEET FORM ACA 1628a FOR THIS FORM

An estimate on this form is required for contracts which are to be awarded on a lump sum basis and which will involve more than one payment to the contractor. It will also be required in connection with a Sponsor's request to perform work by force account. In the case of lump sum contracts it will be prepared by the contractor and in the case of force account by the Sponsor. In all cases this estimate will be submitted by the Sponsor to the District Airport Engineer, who will advise the Sponsor as to the number of copies required.

1. Enter the date this estimate is prepared by the contractor, or the Sponsor's engineer in the case of force account.

2. Enter the number assigned to the project when included in a program by the OAA.

3. Enter the contract number assigned to the Grant Agreement by the OAA.

4. Enter the date of acceptance or execution of the Grant Agreement by the Sponsor.

5. Enter the work to be accomplished under the contract or force account for which this estimate is submitted.

6. Enter the total estimated cost of the contract or force account for which this estimate is submitted (This will be the total of the entries in Column 23.)

7. Enter the number which the Sponsor has assigned to the contract for which this estimate is submitted;

8. Enter unit prices if applicable.

9. Enter the total estimated cost of each item listed. A grand total estimate of the cost of the contract or force account should be given as the last entry for this column on the last page of this estimate.

10. Enter the signature of the Sponsor's engineer, his title and the date signed. The signature of the Sponsor's engineer will be evidence of his approval of this estimate.

11. Signature of the District Airport Engineer and the date signed.

Form ACA-1628a DEPARTMENT OF COMMERCE CIVIL AERONAUTICS ADMINISTRATION

CONTINUATION SHEET FOR FORM ACA-1628 DETAILED ESTIMATE OF COST

Items and columns on this continuation sheet are numbered to correspond to those on page 1 of this form; instructions covering these items and columns on the reverse of page 1 are applicable

3 Sponsor's name		4 Address		5 State	
6 Name of airport		7 Location of airport			
17 Item No	18 Description of item	19 Quantity	20 Unit Price	22 Estimated costs (Force account only)	
				a Labor	b Material
					c Other
					23 Total

Form ACA-1629 DEPARTMENT OF COMMERCE CIVIL AERONAUTICS ADMINISTRATION PERIODIC COST ESTIMATE		Form approved Budget Bureau No 41-R5533	
Page 1 of — pages		1 Estimate No	
If additional space is required use continuation sheet Form ACA-1628a			
2 Sponsor's name	3 Sponsor's address	4 Date prepared	5 Period ending
7 Name of airport	8 Location of airport	6 Project No	
10 Name of contractor	11 Address of contractor	9 State	
12 Work performed under		13 Description of work	
<input type="checkbox"/> Lump sum contract <input type="checkbox"/> Unit price contract <input type="checkbox"/> Force account		14 Sponsor's contract No.	
		15. Original estimated cost of this contract or force account \$	
		16. Completion time	
		17. Percent physical completion	
18 Dates		19 Number of days contractor is	
a Notices to proceed	b Work commenced	c Completion due	d Estimated or actual completion
21 Description of item		22 Latest revised detailed estimate	
20 Item No	a Quantity	b Unit	c Unit price
			d Amount
			e %
			f Amount
			g %

<div> <div>Form AOA-1020a</div> <div> <div>DEPARTMENT OF COMMERCE</div> <div>CIVIL AERONAUTICS ADMINISTRATION</div> <div>CONTINUATION SHEET FOR FORM AOA-1020</div> <div>PERIODIC COST ESTIMATE</div> </div> <div>Form approved Budget Bureau No 41-R863 3</div> </div>									
<div> <div> <div>2 Sponsor's name</div> <div>7 Name of airport</div> </div> <div> <div>3 Sponsor's address</div> <div>8 Location of airport</div> </div> <div> <div>4 Date prepared</div> <div>6 Project No</div> <div>9 State</div> </div> <div> <div>5 Period ending</div> </div> </div>									
<div> <div>1 Estimate No</div> </div>									
<div> <div> <div>20 Item No</div> <div>21 Description of item</div> </div> <div> <div>22 Latest revised detailed estimate</div> <div> <div> <div>a Quantity</div> <div>b Unit</div> <div>c Unit price</div> <div>d Amount</div> </div> <div> <div>23 Work performed to date</div> <div> <div>a Quantity</div> <div>b Amount</div> <div>c %</div> </div> </div> </div> </div> </div>									

<div> <div>Form AOA-1025</div> <div> <div>DEPARTMENT OF COMMERCE</div> <div>CIVIL AERONAUTICS ADMINISTRATION</div> <div>APPLICATION FOR GRANT PAYMENT</div> </div> <div>Form approved Budget Bureau No 41-R869 3</div> </div>									
<div> <div> <div>1 Application No</div> <div>4 Sponsor's name</div> <div>7 Name of airport</div> <div>10 Percentage of physical completion</div> </div> <div> <div>2 <input type="checkbox"/> Land <input type="checkbox"/> Partial <input type="checkbox"/> Semi final <input type="checkbox"/> Final</div> <div>5 Address</div> <div>8 Location</div> <div>11 Grant agreement No</div> </div> <div> <div>3 Date</div> <div>6 State</div> <div>9 Project No</div> <div>12 Date of acceptance</div> </div> </div>									
<div> <div>APPENDIX M</div> </div>									

24. <i>Certification of contractor.</i> I hereby certify that the work performed and the materials supplied to date, as shown on this periodic cost estimate, represent the actual value of accomplishment under the terms of this contract in conformity with approved plans and specifications and that the quantities shown were properly determined and are correct	By	Signature	Title
25. <i>Acknowledgment and concurrence of sponsor's engineer</i> In the certificate of the contractor	Name of contractor	Signature	
	Date	Signature, sponsor's engineer	
26. <i>Certification of District Airport Engineer, GAA.</i> I hereby certify that the physical construction work reflected on this instrument is in progress under my direction at reasonably frequent intervals by qualified employees of the Civil Aeronautics Administration. Through such inspections, and by other means and checks recognized as proper engineering practices, I am satisfied that this work has been accomplished in accordance with the plans and specifications and provisions of the contract. I concur in the certification of the contractor	Date	Signature, GAA District Airport Engineer	

INSTRUCTIONS FOR PREPARING FORM ACA-1029, PERIODIC COST ESTIMATE, AND APPLICABLE ITEMS AND COLUMNS ON THE CONTINUATION SHEET, FORM ACA-1029A, FOR THIS FORM

All payments made by a sponsor to a contractor shall be made on the basis of Periodic Cost Estimates on Form ACA-1029. Sponsors shall also use this form to report progress on force account work. Copies of these forms are required for each contract or force account shall be submitted in support of each Application for Grant Payment. These forms will be submitted by the Sponsor to the District Airport Engineer who will advise the Sponsor as to the number of copies required. All estimates called for on this form, and continuation sheet, will be as of the end of the period for which the form applies as indicated in item 5.

1. Enter the consecutive number of the Periodic Cost Estimate in the order in which such estimates are submitted for the contract or force account.

2 and 3. Indicate, by check mark, the type of contract or force account.

4. Indicate the date of the estimate as prepared not later than the closing date of the period for which payment is requested.

5. Enter the closing date of the period for which payment is requested.

6. Enter the name or a friend to the project when in the field in a narrative. Self-explanatory.

7 thru 11. Narrative. Self-explanatory.

12. Check the box applicable to:

13. Describe the work to be done applicable under the contract or force account for which this estimate is submitted.

14. Enter the number for which the estimate is prepared to the contract for which this estimate is submitted; this item will be left blank for force account work performed by the contractor.

15. Self-explanatory.

16. Indicate the completion day or time limitation when placed in the contract, indicating in the latter case whether it is a day or week; days in case of force account; insert the time limit or a calendar day.

17. Enter the contractor's estimate of the percentage of physical completion of the contract or the estimate of the percentage of force account.

18. Enter the date that the contractor is authorized to start.

19. Enter the actual date the work is started.

20. Enter the estimated completion date for force account work, or the originally computed date for force account work.

21. Enter either an estimated date of completion or the current status of work or the actual date of completion; strike out the inappropriate word.

22 and 23. These items will indicate the estimated days that the contract or force account work either is or is in arrears of schedule (the difference between items 22 and 23). Indicate whether calendar or working days.

24. In the case of limit price contracts this column will contain the construction item numbers as indicated in

the contract for which this estimate is submitted. In the case of lump sum contracts or force account work the identifying number of the item as shown on Form ACA-1029 will be used.

25. Give a brief description of each construction item scheduled in the contract or force account for which this estimate is submitted.

26a, b, c, and d. In the case of lump sum contracts, the information to be reported for these four columns will be the same as that reported on Form ACA-1029 and approved by the District Airport Engineer, unless the contract has been modified by an approved change order. In unit price contracts and force account work, the contractor must report the actual project information available as to the actual total final costs of each item. For unit price contracts the information to be given for column 22b and c will be taken from the contract document, unless the contract has been modified by an approved change order. On force account work the information to be given for columns 22b and c will be the same as that reported on Form ACA-1029 and approved by the District Airport Engineer.

27a and b. Enter the actual quantity and amount of work in place by the end of the specific period which is indicated in item 5. The grand total for these two columns will reflect the actual cost incurred to date for work in place and materials supplied.

28. The column reflects the percentage of the latest revised detailed cost estimate incurred to date for each described item. The total percentage of the latest revised detailed cost estimate incurred to date of the contract or force account will be placed at the end of the column; insert the percentage of the total cost of the contract or force account. This item is required only by the contractor in the case of unit price contracts.

29. Enter the signature of the contractor, the signature of the contractor's representative, his title and the date signed. In the case of force account work, this certification should be signed by the Sponsor's engineer, when this occurs before the word "contractor" in the caption of the certification and insert the words "Sponsor's Engineer", also, in the body of the certification before the word "under the terms of this contract".

30. Enter the signature of the Sponsor's engineer and the date signed. This certification will be omitted in the case of force account.

31. Signature of the District Airport Engineer and the date signed. In the case of force account work, this certification will be modified by deleting the words "and provisions of the contract" and substituting the words "Sponsor's engineer" for the word "contractor".

APPENDIX N

Form ACA-1630		DEPARTMENT OF COMMERCE CIVIL AERONAUTICS ADMINISTRATION SUMMARY OF PROJECT COSTS CAA grant agreement		Form approved Budget Bureau No 41-R843.2	
2 Number		3 Maximum Amount \$		4 Project No	
5 Sponsor's name		6 Sponsor's address			
7 Name of airport		8 Location of airport			
9 Description		10. Latest revised total estimated cost		11 Actual cost incurred to date	
				a. Amount b %	

12. I certify that the latest revised total estimated cost shown above reflects the best information available as to the probable total final cost of each item. The amounts shown as actual costs incurred to date are true and correct and are supported by records of the sponsor.

13

----- Date ----- Signature of sponsor's engineer -----

----- Date ----- Signature CAA District Airport Engineer -----

INSTRUCTIONS FOR PREPARING FORM ACA-1630—SUMMARY OF PROJECT COSTS

This form is to be submitted with and in support of any Application for Grant Payment. These forms should be submitted by the Sponsor to the District Airport Engineer who will advise the Sponsor as to the number of copies required.

1. Enter the closing date of the period for which payment is requested, usually the end of the month.

2. Enter the contract number assigned to the Grant Agreement by the CAA.

3. Enter the maximum amount of the United States' share of allowable project costs as specified in the Grant Agreement.

4. Enter the number assigned to the project by the CAA.

5 through 8 inclusive. Self-explanatory.

9 through 11b. In the body of this form, the Sponsor will give a summary of all costs of the project, broken down into five main classifications: (1) land costs, (2)

13. *Supporting statement.* In accordance with the provision of the grant agreement on this project, the sponsor hereby applies for a grant payment in the amount of \$ based on the following information which is further supported by documents attached

Item No	Classification of costs	Sponsor's statement of total costs incurred as of (specify date)	Estimated U. S. share of costs		Total amount of previous applications	Amount of this application
			%	Amount		
1	Land (including cost of acquiring land and administrative costs incident thereto)	\$ /		\$	\$	\$
2	Construction (value of work performed to date)					
3	Engineering					
4	Administrative					
5	Totals	\$		\$	\$	\$

14 Remarks

15. *Certification of sponsor.* I certify that the statements contained in this application for grant payment are true and correct and that the work referred to in this application has been performed in accordance with the approved plans and specifications for this project

Date	Sponsor
Title	Signature
Date	Signature CAA District Airport Engineer

16. *Certification of CAA Representative.* The value of construction work performed as claimed above is supported in detail by periodic cost estimates previously approved by this office. Other claimed project costs appear to be reasonable and, subject to actual verification of all stated costs by CAA audit prior to the payment of final grant, payment of this application for grant funds is recommended

INSTRUCTIONS FOR PREPARING FORM ACA-1625—APPLICATION FOR GRANT PAYMENT

This form is to be used in making any Application for Grant Payment. These forms should be submitted by the Sponsor to the District Airport Engineer, who will advise the Sponsor as to the number of copies and supporting documents required.

1. Enter the consecutive number of the Application for Grant Payment in the order in which such applications are submitted for the project

2. Check the appropriate box or boxes to indicate whether the application is made for a land acquisition payment, semi final or final Grant payment.

3. Enter the closing date the application is prepared

4. Enter the closing date the application is prepared

5. Enter the closing date the application is prepared

6. Enter the closing date the application is prepared

7. Enter the closing date the application is prepared

8. Enter the closing date the application is prepared

9. Enter the closing date the application is prepared

10. Enter the Sponsor's estimate of the percentage of physical completion of the project

11. Enter the contract number assigned to the Grant Agreement by the CAA

12. Enter the date of acceptance or execution of the Grant Agreement by the Sponsor

13. Enter in the blank space the amount of payment requested in this application. (This is the total amount shown at the foot of column 13 (e).)

14. The closing date of the period for which payment is requested to be entered in this column heading; this date signed

construction costs, (3) engineering costs, (4) administrative costs and (5) contingencies. The various items composing the cost of the project should be listed and described in column 9. Under each main classification sufficient detail should be shown to enable a cursory review of the cost of the project and its progress.

Under the main classification "land," each parcel of land which will be charged to the project should be listed separately. As a last item under this classification all incidental cost of acquiring land should be shown as one item.

Under the main classification "construction," each contract should be shown separately; also, force account work if any is involved, in the project. If there are contracts which have not been awarded, the work involved should be listed and described followed by the notation "unawarded."

Under the main classification "engineering," costs should be listed in two categories:

- (a) Designs, plans and specifications, and,
- (b) Supervision and inspection.

"Administrative costs" may be shown as one item and no breakdown of these costs is required. However, the District Airport Engineer or the Superintendent of Airports may request a supplemental breakdown of administrative costs from the Sponsor whenever it is necessary or desirable for their own information.

"Contingencies"—Any amount included for contingencies in the latest revised total estimate of costs should be shown in this item on this form as one amount.

The latest and best information as to the probable total final cost of each item should be shown in column 10. This information should be revised informally and as often as necessary. As to any construction contracts which have been awarded, the amount shown in column 10 should be taken from the total amount shown for the same contract in column 22 of Form ACA-1623. The same applies to amounts shown for force account work.

The actual cost of each item, or the portion of such cost which has actually been incurred as of the date of the report, should be shown in column 11a. As to construction contracts which have been awarded, the amount shown in this column should be taken from the total for the same contract as reported in column 23b on Form ACA-1623. The same applies to force account work. No amount will ever be shown in this column opposite the item "contingencies." In columns 10 and 11a, sub-totals will be shown for each main classification and grand totals will be shown at the foot of each column. Whenever the information reported is more than can be shown on one sheet, extra sheets of the form should be used.

The percentage of actual costs incurred to date for each item should be shown in column 11b. This will be computed by using the amount of the actual cost incurred to date, shown in column 11a, as related to the total estimated cost shown in column 10.

12. Signature of the Sponsor's engineer and the date signed.

13. Signature of the District Airport Engineer and the date signed.

[F. R. Doc. 48-4892; Filed, June 10, 1948; 8:45 a. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Bureau of Animal Industry, Department of Agriculture

PART 17—LABELING

PART 27—IMPORTED PRODUCTS

APPROVAL OF LABELING; DECLARATION OF POLICY

Parts 17 and 27 of the regulations (9 CFR, Chapter I, Subchapter A, Parts 17 and 27) issued pursuant to the Meat Inspection Act, as amended and extended (21 U. S. C. 71 et seq.) and section 306 (b) and (c) of the Tariff Act of 1930 (19 U. S. C. 1306 (b) and (c)) as in effect prior to October 1, 1941, prescribed various requirements for labeling meats and meat food products imported into the United States, and required approval by the Chief of the Bureau of Animal Industry of labeling used in connection with such meats and meat food products. Effective October 1, 1941, Parts 17 and 27 of the regulations were amended (9 CFR, 1941 Supp., Parts 17 and 27) to change such labeling requirements fundamentally, still requiring approval of the labeling, however.

In determining whether labeling shall be approved, of course, consideration can only be given to the requirements in ef-

fect at the time such determination is made. As the regulations concerning labeling were fundamentally changed on October 1, 1941, in determining whether labeling should be approved after that date, entirely different factors had to be considered than were considered prior to that date. Therefore, any approval of labeling prior to October 1, 1941, constituted approval only with respect to the requirements then in effect and does not constitute approval under the currently effective regulations. Accordingly, in order to comply with present labeling requirements, any person who proposes to use labeling material which was approved prior to October 1, 1941, and has not been reapproved since that date, must submit such labeling material for approval under the regulations presently in effect.

(34 Stat. 1260, 38 Stat. 420, 41 Stat. 241, 52 Stat. 1235, sec. 306 (b), (c) 46 Stat. 689; 21 U. S. C. 71 et seq., 19 U. S. C. 1306 (b) (c))

Done at Washington, D. C., this 7th day of June 1948.

[SEAL] ALBERT R. MILLER,
Chief,
Meat Inspection Division.

[F. R. Doc. 48-5213; Filed, June 10, 1948; 8:51 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5478]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

MARKET DRUG, ETC.

§ 3.6 (b) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (y) (10) *Advertising falsely or misleadingly—Scientific or other relevant facts:* § 3.71 (c) (5) *Neglecting, unfairly or deceptively, to make material disclosure—Qualities or properties of product:* § 3.71 (e) (5) *Neglecting, unfairly or deceptively, to make material disclosure—Scientific or relevant facts.* In connection with the offering for sale, sale or distribution of the product "Peptotabs" or any other product of substantially similar composition or possessing substantially similar properties, whether sold under the same name or any other name, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., directly or indirectly, the purchase in commerce, etc., of said product, which advertisements represent, directly or by implication, (a) that said product will have any therapeutic effect upon the symptoms or conditions of lack of pep, vitality, or energy, "played-out" feelings, listlessness, weakness, nervousness or tiredness, or that it will tone up the system, unless such representation be expressly limited to cases in which such symptoms or conditions are due solely to uncomplicated iron or Vitamin B₁ deficiencies, and unless the advertisement reveals that said symptoms or conditions are due less fre-

quently to uncomplicated iron or Vitamin B₁ deficiencies than to other causes and that in such cases the product will not be effective in relieving or correcting them; (b) that said product will build richer, redder blood, unless such representation be expressly limited to cases of lack of color or richness of the blood due solely to uncomplicated iron deficiency anemia, and unless the advertisement reveals that the lack of color or richness of the blood is due less frequently to uncomplicated iron deficiency anemia than to other causes and that in such cases the product will not be effective in relieving or correcting it; or (c) that said product, or the lecithin contained therein, will have any beneficial effect upon the nerves or brain tissues; or which fail to comply with any affirmative requirement above set forth; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Market Drug, etc., Docket 5478, March 25, 1948]

At a regular session of the Federal Trade Commission held at its office in the city of Washington, D. C., on the 25th day of March A. D. 1948.

In the Matter of George F. Hauptman, an Individual Trading as Market Drug and Samson Drug Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of the respondent, in which answer the respondent admitted all of the material allegations of fact set forth in the complaint and waived all intervening procedure and further hearings as to said facts; and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, George F. Hauptman, an individual trading under the names Market Drug, Samson Drug Company, or trading under any other name, and his agents, representatives and employees, in connection with the offering for sale, sale or distribution of the product "Peptotabs" or any other product of substantially similar composition or possessing substantially similar properties, whether sold under the same name or any other name, do forthwith cease and desist from:

1. Disseminating or causing to be disseminated any advertisement by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement represents, directly or by implication:

(a) That said product will have any therapeutic effect upon the symptoms or conditions of lack of pep, vitality, or energy, "played-out" feelings, listlessness, weakness, nervousness or tiredness, or that it will tone up the system, unless such representation be expressly limited to cases in which such symptoms or conditions are due solely to uncomplicated iron or Vitamin B₁ deficiencies, and unless the advertisement reveals that said symptoms or conditions are due less frequently to uncomplicated iron or Vita-

min B, deficiencies than to other causes and that in such cases the product will not be effective in relieving or correcting them;

(b) That said product will build richer, redder blood, unless such representation be expressly limited to cases of lack of color or richness of the blood due solely to uncomplicated iron deficiency anemia, and unless the advertisement reveals that the lack of color or richness of the blood is due less frequently to uncomplicated iron deficiency anemia than to other causes and that in such cases the product will not be effective in relieving or correcting it;

(c) That said product, or the lecithin contained therein, will have any beneficial effect upon the nerves or brain tissues.

(2) Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of said product, which advertisement contains any representation prohibited in paragraph 1 hereof or which fails to comply with any affirmative requirement set forth in said paragraph 1 hereof.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 48-5206; Filed, June 10, 1948;
8:46 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

[Dept. Reg. 108.70]

PART 28—PAYMENTS TO AND ON BEHALF OF PARTICIPANTS IN THE CULTURAL-COOPERATION PROGRAM

INSTRUCTION AND TRAINING PURSUANT TO PUBLIC LAW 402, 80TH CONGRESS, APPROVED JANUARY 27, 1948

Under the authority contained in R. S. 161 (5 U. S. C. 22), and pursuant to the authority contained in the United States Information and Educational Exchange Act of 1948 (Public Law 402, January 27, 1948) the provisions of the regulations heretofore prescribed to govern payments to and on behalf of the participants in the cultural-cooperation program carried on by the Department of State by authority of the acts cited in such regulations (22 CFR, 1944 Supp., 28.1-28.12, as amended, 11 F. R. 6904) are hereby made applicable to govern payments to and on behalf of persons interchanged between the United States and other countries pursuant to Title II, section 201, and related sections of the United States Information and Educational Exchange Act of 1948 (Public Law 402, 80th Congress, January 27, 1948) in the same manner as if such persons were

participants in the cultural-cooperation program referred to hereinabove.

(R. S. 161, Pub. Law 402, 80th Cong.; 5 U. S. C. 22)

This regulation shall become effective immediately upon publication in the FEDERAL REGISTER.

Issued: June 7, 1948.

Approved: June 7, 1948.

[SEAL] G. C. MARSHALL,
Secretary of State.

[F. R. Doc. 48-5242; Filed, June 10, 1948;
9:02 a. m.]

Chapter III—Economic Cooperation Administration

[ECA Reg. 1, Amdt. 2]

PART 1111—MEANS OF PAYMENT FOR PROCUREMENT

LETTER OF COMMITMENT TO BANKING INSTITUTIONS

Preamble: The following amendment has been approved by the Secretary of the Treasury.

The fourth paragraph of the Form of Administrator's Letter of Commitment to a Banking Institution (Exhibit B, 13 F. R. 2655) is amended to read as follows:

The making of reimbursement hereunder shall be governed solely by the terms and provisions annexed hereto and incorporated herein by reference, and shall not be affected by any rights that the Administrator or the United States Government may have against the participating country, the Approved Applicant, or third parties.

(Sec. 111 (b) (1) Pub. Law 472, 80th Cong.)

PAUL G. HOFFMAN,
Administrator for
Economic Cooperation.

[F. R. Doc. 48-5225; Filed, June 10, 1948;
9:01 a. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs, Department of the Interior

Subchapter H—Forestry

PART 64—SALE OF LUMBER AND OTHER FOREST PRODUCTS PRODUCED BY INDIAN ENTERPRISES FROM THE FORESTS ON INDIAN RESERVATIONS

Sec.

64.1 Definitions.

64.2 Purpose of regulations.

64.3 Applicability of regulations.

64.4 Sale in open market.

64.5 Advertisement in trade journals and newspapers.

64.6 Advertising, general.

64.7 Proposals for purchase.

64.8 Proposals to Government departments.

64.9 Cash sales.

64.10 Payments, discounts, and credit sales.

64.11 Commission sales agents.

64.12 Deposits.

64.13 Statements.

64.14 Menominee and Red Lake Reservations excepted.

64.15 Subdelegation.

AUTHORITY: §§ 64.1 to 64.15, inclusive, issued under 54 Stat. 504, 41 U. S. C. 0b.

§ 64.1 *Definitions.* As used in this part:

(a) "Secretary" means Secretary of the Interior.

(b) "Commissioner" means Commissioner of Indian Affairs.

(c) "Superintendent" means superintendent or other officer in charge of an Indian agency or unit under which the administration of an Indian reservation forest may be placed.

(d) "District Director" means the official in charge of an office of the Bureau of Indian Affairs, or such other employee of the Bureau as he may properly designate in writing as acting director.

§ 64.2 *Purpose of regulations.* The regulations in this part prescribe the terms and conditions under which lumber and other forest products produced by Indian enterprises from the forests of Indian reservations may be sold without compliance with section 3709 of the Revised Statutes.

§ 64.3 *Applicability of the Regulations.* The regulations in this part are intended to be generally applicable except that they shall not apply to the Menominee Indian Reservation in Wisconsin, or the Red Lake Indian Reservation in Minnesota.

§ 64.4 *Sale in open market.* The lumber, lath, shingles, crating, ties, poles, bolts, logs, bark, pulpwood, and other marketable materials obtained from the forests on Indian reservations by Indian enterprises may be sold in the open market at such prices as may be realized through the methods hereinafter provided.

§ 64.5 *Advertisement in trade journals and newspapers.* The Commissioner is hereby authorized to advertise for sale the forest products, obtained from Indian reservation forests by Indian enterprises, in lumber trade journals of general circulation among persons, companies, or corporations interested in the buying and selling of lumber and other forest products, and in newspapers in cities that may afford a favorable market for such products.

§ 64.6 *Advertising, general.* Advertisement of products may also be made by circular letters and through personal interviews with the trade: *Provided*, That the travel expense incident thereto shall not be incurred without specific authority from the Commissioner.

§ 64.7 *Proposals for purchase.* Proposals for the purchase of products may be made to the Commissioner, and he is authorized to quote prices and consummate sales at such times and on such terms as are consistent with the regulations of this part.

§ 64.8 *Proposals to Government departments.* Proposals to sell may be made to municipalities, counties, states, or the United States and prices may be quoted to such agencies. Terms and payment in connection with such sales may be formulated in accordance with the general practice of such agencies.

§ 64.9 *Cash sales.* All products of Indian forest enterprises shall be sold for cash f. o. b. mill or other point of delivery, except as provided in §§ 64.8 and 64.10. Adjustments and allowances on shipments of forest products after delivery to the buyer are authorized in accordance with generally accepted trade practices when, in the judgment of the Commissioner or his duly authorized representative, such adjustments are essential by reason of off-grade shipments or errors in volume.

§ 64.10 *Payments, discounts, and credit sales.* Shipments of forest products on open account shall be made only to persons or companies of substantial net worth and first-class credit rating. Credit on shipments of forest products sold on open account must not be extended beyond sixty (60) days from date of receipt by the buyer. A cash discount of two percent (2%) of mill value may be allowed when the shipment is paid for within ten (10) days of receipt by the consignee as evidenced by the original paid freight bill or other evidence acceptable to the Commissioner or his duly authorized representative.

§ 64.11 *Commission sales agents.* Sales may be made through commission sales agents, for which they may be paid a commission on f. o. b. mill value of the shipment at rates approved by the Commissioner. Sales may be made to wholesalers on which a discount at rates approved by the Commissioner may be allowed.

§ 64.12 *Deposits.* On all agreements to purchase for future delivery a deposit may be required in the discretion of the Commissioner, to be forfeited if the purchaser does not comply with the terms of sale; and no agreement for sale and future delivery shall be made for a longer period than sixty (60) days, except with the approval of the Commissioner.

§ 64.13 *Statements.* On or before the fifteenth of each month a report must be mailed to the Commissioner or his duly authorized representative giving a summary statement of all products sold during the preceding month and the average price received for each species or class of products.

§ 64.14 *Menominee and Red Lake Indian Reservations excepted.* The regulations prescribed in this part shall not apply to the Menominee Indian Reservation, Wisconsin, or to the Red Lake Indian Reservation, Minnesota.

§ 64.15 *Subdelegation.* Any or all of the authority conferred upon the Commissioner by this part may be delegated by him to the Assistant Commissioners of Indian Affairs or his designated representatives, to District Directors, or to Superintendents. Any delegation of authority pursuant to this section shall provide for appeals to the Commissioner, and thereafter to the Secretary, from actions taken by District Directors and Superintendents.

Dated: June 4, 1948.

WILLIAM E. WARNE,
Acting Secretary of the Interior.

[F. R. Doc. 48-5211; Filed, June 10, 1948;
8:51 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

PART 162—LIST OF ORDERS CREATING AND MODIFYING GRAZING DISTRICTS OR AFFECTING PUBLIC LANDS IN SUCH DISTRICTS

UTAH GRAZING DISTRICT NO. 3

CROSS REFERENCE: For order affecting the tabulation contained in § 162.1, see Federal Register Document 48-5207 under Department of the Interior in the Notices section, *infra*, which takes precedence over, but does not modify the order establishing Utah Grazing District No. 3.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 68, Amdt. 18]

PART 95—CAR SERVICE

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 4th day of June A. D. 1948.

Upon further consideration of the provisions of Service Order No. 68 (8 F. R. 8513) as amended (8 F. R. 8513, 14224, 16265; 9 F. R. 7206, 14306; 10 F. R. 6040, 8142, 9720, 12090; 11 F. R. 562, 6983; 12 F. R. 46, 3837, 4719, 4886, 8774) because of flood conditions and good cause appearing therefor: It is ordered, that:

Section 95.15 *Suspension of follow-lot rule and two-for-one rule*, of Service Order No. 68, as amended, be, and it is

hereby, suspended on flat cars loaded with trailers shipped to points in the States of Oregon and Washington, also within and between points in the States of Oregon and Washington only.

(e) *Expiration date.* This section shall expire at 11:59 p. m., June 30, 1948, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, that this amendment shall become effective at 6:00 p. m., June 4, 1948; that a copy of this order and direction be served upon the State railroad regulatory bodies of each State, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 48-5217; Filed, June 10, 1948;
8:53 a. m.]

PROPOSED RULE MAKING

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Part 43]

[Docket No. 8372]

REVISIONS OF CERTAIN SCHEDULES IN ANNUAL REPORT FORM M APPLICABLE TO CLASS A AND CLASS B TELEPHONE COMPANIES

NOTICE OF PROPOSED RULE MAKING

Correction

In Federal Register Document 48-5103, appearing at page 3097 of the issue for Wednesday, June 9, 1948, the bracketed CFR citation, showing the position of the proposed rule in the Code of Federal Regulations, is corrected to read as set forth above.

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

CALIFORNIA

ENLARGEMENT OF AIR-NAVIGATION SITE WITHDRAWAL NO. 121

By virtue of the authority contained in section 4 of the act of May 24, 1928,

45 Stat. 729 (U. S. C. Title 49, sec. 214) it is ordered as follows:

Subject to valid existing rights, the public lands near Needles, California, which were released from the withdrawal for reclamation purposes made by departmental order of October 16, 1931 by an order of the Bureau of Reclamation dated April 29, 1947, concurred in by the Director, Bureau of Land Management,

on May 12, 1948, are hereby withdrawn from all forms of appropriation under the public-land laws, and reserved for the Civil Aeronautics Administration, Department of Commerce, in the maintenance of air-navigation facilities, as an addition to Air-Navigation Site Withdrawal No. 121 established June 11, 1938:

NOTICES

SAN BERNARDINO MERIDIAN

T. 8 N., R. 23 E.,
Sec. 8, NE $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$.

The area described contains 60 acres. It is intended that the public land described herein shall be returned to the administration of the Department of the Interior when it is no longer needed for the purpose for which it is reserved.

MASTIN G. WHITE,
Acting Assistant
Secretary of the Interior

MAY 25, 1948.

[F. R. Doc. 48-5210; Filed, June 10, 1948;
8:46 a. m.]

UTAH

AIR-NAVIGATION SITE WITHDRAWAL NO. 249

By virtue of the authority contained in section 4 of the Act of May 24, 1928, 45 Stat. 729 (U. S. C. Title 49, sec. 214), it is ordered as follows:

Subject to valid existing rights, the following-described public land in Utah is hereby withdrawn from all forms of appropriation under the public land laws and reserved for the use of the Civil Aeronautics Administration, Department of Commerce, in the maintenance of air-navigation facilities, the reservation to be known as Air-Navigation Site Withdrawal No. 249:

SALT LAKE MERIDIAN

T. 20 S., R. 8 W.,
Sec. 1, S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$.

The area described contains 10 acres. This order shall take precedence over, but shall not modify the order of the Secretary of the Interior of April 8, 1935, establishing Utah Grazing District No. 3, so far as it affects the above-described land.

It is intended that the public land described herein shall be returned to the administration of the Department of the Interior when it is no longer needed for the purpose for which it is reserved.

MASTIN G. WHITE,
Acting Assistant
Secretary of the Interior

MAY 28, 1948.

[F. R. Doc. 48-5207; Filed, June 10, 1948;
8:46 a. m.]

[Misc. 31401]

ARIZONA

REVOKING WITHDRAWAL COVERING RIM ROCK ADMINISTRATIVE SITE

The order of the First Assistant Secretary of the Interior, dated July 10, 1908, withdrawing the following-described lands within the Tonto National Forest, Arizona, as the Rim Rock Administrative Site for the use of the Forest Service, is hereby revoked:

GILA AND SALT RIVER MERIDIAN

T. 12 N., R. 10 E.,
Sec. 14, SE $\frac{1}{4}$,
Sec. 23, N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$.

The area described contains 180 acres. This order shall become effective at 10:00 a. m. on July 30, 1948.

MASTIN G. WHITE,
Acting Assistant Secretary
of the Interior

MAY 28, 1948.

[F. R. Doc. 48-5208; Filed, June 10, 1948;
8:46 a. m.]

[Misc. 1346352]

OREGON

RESTORATION ORDER NO. 1192 UNDER
FEDERAL POWER ACT

JUNE 1, 1948.

Pursuant to the determinations of the Federal Power Commission (DA-62, Oregon, dated May 14, 1926, and May 19, 1930) and in accordance with 43 CFR 4.275 (a) (16) (Departmental Order No. 2238 of August 16, 1946, 11 F. R. 9080) it is ordered as follows:

Subject to valid existing rights and the provisions of existing withdrawals, the re-vested Oregon and California Railroad Grant lands hereinafter described, having been reserved as power sites by Executive Orders of April 28, 1917, and December 12, 1917, creating Power Site Reserve Nos. 618, 621, and 661, and by Departmental orders of April 27, 1917, and December 12, 1917, creating Water Power Designations Nos. 10 and 14, are hereby opened to disposition under such applicable public land laws as pertain to the re-vested and reconveyed lands in Oregon, subject to the provisions of Section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063) as amended by the act of August 26, 1935 (49 Stat. 846, 16 U. S. C. 818)

WILLAMETTE MERIDIAN

T. 35 S., R. 1 W., sec. 9, SW $\frac{1}{4}$ NW $\frac{1}{4}$.
T. 35 S., R. 11 W., sec. 29, W $\frac{1}{2}$ NE $\frac{1}{4}$.
T. 7 S., R. 1 E., sec. 7, lots 5 and 6.

The areas described aggregate 134.25 acres.

This order shall become effective at 10:00 a. m. on August 3, 1948.

MARION CLAWSON,
Director

[F. R. Doc. 48-5209; Filed, June 10, 1948;
8:46 a. m.]

DEPARTMENT OF LABOR

Wage and Hour Division

EMPLOYMENT OF HANDICAPPED CLIENTS

NOTICE OF ISSUANCE OF SPECIAL CERTIFICATES TO SHELTERED WORKSHOPS

Notice is hereby given that special certificates authorizing the employment of handicapped clients at hourly wage rates lower than the minimum wage rates applicable under section 6 of the Fair Labor Standards Act of 1938 and section 1 (b) of the Walsh-Healey Public Contracts Act have been issued to the sheltered workshops hereinafter mentioned, under section 14 of the Fair Labor Standards Act of 1938 (Sec. 14, 52 Stat. 1068;

29 U. S. C. 214) and Part 525 of the regulations issued thereunder (29 CFR, Cum. Supp., Part 525, amended 11 F. R. 9556) and under sections 4 and 6 of the Walsh-Healey Public Contracts Act (secs. 4, 6, 49 Stat. 2038; 41 U. S. C. 38, 40) and Article 1102 of the regulations issued pursuant thereto (41 CFR, Cum. Supp., 201.1102)

The names and addresses of the sheltered workshops to which certificates were issued, wage rates, and the effective and expiration dates of the certificates are as follows:

Therapy Division of the Institute for the Crippled and Disabled, 400 First Avenue, New York 10, New York; at a wage rate of not less than the piece rate paid nonhandicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than 5 cents per hour, whichever is higher; certificate is effective June 9, 1948, and expires February 28, 1949.

Industrial Home for the Blind, 520 Gates Avenue, Brooklyn, New York; at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than 10 cents per hour, whichever is higher; certificate is effective June 9, 1948, and expires May 31, 1949.

Goodwill Industries of Detroit, 356 East Congress Street, Detroit, Michigan; at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than 25 cents per hour, whichever is higher; certificate is effective June 15, 1948, and expires May 31, 1949.

The employment of handicapped clients in the above-mentioned sheltered workshops under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of Part 525 of the regulations. These certificates have been issued on the applicants' representations that they are sheltered workshops as defined in the regulations and that special services are provided their handicapped clients. A sheltered workshop is defined as, "A charitable organization or institution conducted not for profit, but for the purpose of carrying out a recognized program of rehabilitation for individuals whose earning capacity is impaired by age or physical or mental deficiency or injury, and to provide such individuals with remunerative employment or other occupational rehabilitating activity of an educational or therapeutic nature."

The certificates may be cancelled in the manner provided by the regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER.

Signed at Washington, D. C., this 4th day of June 1948.

RAYMOND G. GARCEAU,
Director Field Operations Branch.

[F. R. Doc. 48-5219; Filed, June 10, 1948;
9:01 a. m.]

FEDERAL POWER COMMISSION

DUQUESNE LIGHT CO.

NOTICE OF ORDER APPROVING AND DIRECTING
DISPOSITION OF AMOUNTS CLASSIFIED IN
ACCOUNT 107, ELECTRIC PLANT ADJUST-
MENTS

JUNE 8, 1948.

Notice is hereby given that, on June 4, 1948, the Federal Power Commission issued its order entered June 3, 1948, approving and directing disposition of amounts classified in Account 107, Electric Plant Adjustments in the above-designated matter.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 48-5218; Filed, June 10, 1948;
8:53 a. m.]**SECURITIES AND EXCHANGE
COMMISSION**

[File No. 812-549]

ADAMS EXPRESS CO. ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in Washington, D. C. on the 4th day of June, A. D. 1948.

In the matter of The Adams Express Company, American International Corporation, Hallgarten & Co., R. W. Pressprich & Co., Scott & Stringfellow, File No. 812-549.

The Adams Express Company and American International Corporation, ("investment companies") which are located at No. 40 Wall Street, New York 5, New York, investment companies registered under the Investment Company Act of 1940 and Hallgarten & Co., 44 Wall Street, New York 5, New York, R. W. Pressprich & Co., 68 William Street, New York, New York, and Scott & Stringfellow, Mutual Building, Richmond, Virginia ("underwriters") have filed an application pursuant to section 17 (b) of the act for an order exempting from the provisions of section 17 (a) of the act the proposed purchase from The Adams Express Company and American International Corporation of 36,200 shares and 15,300 shares, respectively, of the common stock of Joy Manufacturing Company by Hallgarten & Co., R. W. Pressprich & Co. and Scott & Stringfellow, as underwriters, to the extent that they are to become purchasers of such shares. The price to be paid to the investment companies by the underwriters will be a price equal to the initial public offering price for such shares less the amount of the gross spread which has not yet been determined, but which will not exceed \$2.00 per share. Such initial public offering price will be (a) the price of the last sale of common stock of the Company (regular way) on the New York Stock Exchange prior to the release for offering of the shares of stock, if there has been a sale of the common stock (regular way) on the New York Stock

Exchange during the trading session preceding the release for offering of the shares; or (b) if there shall not have been a sale of such common stock (regular way) on the New York Stock Exchange during such preceding trading session, the bid price at the close of such preceding trading session; or (c) a price not lower than \$0.50 per share under the price determined under (a) or (b) above.

A registration; statement on Form S-1 (File No. 2-7547) in respect of the proposed offering by the investment companies has been filed with the Commission.

Maurice Newton, a partner in Hallgarten & Co. and Clinton S. Lutkins, a partner in R. W. Pressprich & Co. are members of the Board of Managers of The Adams Express Company and members of the Board of Directors of American International Corporation and Buford Scott, a partner in Scott & Stringfellow is a member of the Board of Directors of American International Corporation. The Adams Express Company owns approximately 65% of the capital stock of American International Corporation.

The proposed purchase of securities of Joy Manufacturing Company by affiliated persons (the underwriters) of affiliated persons (partners of such underwriters who are also directors or managers) of the registered investment companies from such investment companies is prohibited by section 17 (a) of the act unless an exemption therefrom is granted by section 17 (b) of the act.

All interested persons are referred to said application which is on file at the Washington, D. C., office of this Commission for a more detailed statement of the matters of fact and law therein asserted.

Notice is further given that an order granting the application may be issued by the Commission at any time after June 18, 1948 unless prior thereto a hearing on the application is ordered by the Commission as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may, not later than June 16, 1948, at 5:30 p. m., eastern daylight saving time, submit in writing to the Commission his views or any additional fact bearing upon the application or the desirability of a hearing thereon or request the Commission, in writing, that a hearing be held thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C., and should state briefly the nature and interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the application which he desires to controvert.

By the Commission.

[SEAL]

ORVAL L. DUROIS,
Secretary.[F. R. Doc. 48-5212; Filed, June 10, 1948;
8:51 a. m.]**DEPARTMENT OF JUSTICE****Office of Alien Property**

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9783, Oct. 14, 1946, 11 F. R. 11931.

[Vesting Order 11203]

TEIJI FUJIMA

In re: Rights of Teiji Fujima under insurance contracts. Files No. F-39-45-H-1, H-2, H-3 and H-4.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9728, and pursuant to law, after investigation, it is hereby found:

1. That Teiji Fujima, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the net proceeds due or to become due under contracts of insurance evidenced by policies No. 8,162,856, No. 8,852,211, No. 8,460,622 and No. 8,460,621, issued by the New York Life Insurance Company, New York, N. Y., to Teiji Fujima, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 7, 1948.

For the Attorney General.

[SEAL]

DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.[F. R. Doc. 48-5227; Filed, June 10, 1948;
8:53 a. m.]

[Vesting Order 11233]

LEONARD MEISTER

In re: Trust deed dated July 27, 1939 of Leonard Meister. File No. D-28-10548 G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Marie Baur, Regina Meister, Joseph Meister, Peter Meister, Sabina Trinkl and Rosina Meister, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to and arising out of or under that certain trust agreement dated July 27, 1939 by and between Leonard Meister and Alphonse Schneiderhahn, presently being administered by Alphonse Schneiderhahn, trustee, 7th and Locust Streets, St. Louis, Missouri, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5228; Filed, June 10, 1948; 8:59 a. m.]

[Vesting Order 11289]

MAX MILSE

In re: Estate of Max Milse, deceased. File No. D-28-11749; E. T. sec. 15958.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Alexander Milse, Alwine Berchthold, Paul Milse, Wilhelm Milse, Helene Wellhoner, and Ludwig Milse, whose last known address is Germany, are residents of Germany and nationals

of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Max Milse, Deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by Miss Henny Milse, as Administratrix, acting under the judicial supervision of the LaPorte Circuit Court, LaPorte, Indiana;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5229; Filed, June 10, 1948; 8:59 a. m.]

[Vesting Order 11293]

AUGUST NIGGEMANN

In re: Estate of August Niggemann, deceased. File D-28-9836; E. T. sec. 13862.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Meta Hengstenberg, Hilda Niggemann and Martha Maergus, a/k/a Marta Niggemann, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of August Niggemann, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by Sherman W McKinley, Jr., as administrator, acting under the judicial supervision of the

County Court of the State of Nebraska, in and for the County of Dakota;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5230; Filed, June 10, 1948; 9:00 a. m.]

[Vesting Order 11295]

CONRAD RAU

In re: Estate of Conrad Rau, deceased. File No. D-28-9912; E. T. sec. 14024.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Conrad Rau and Antonie (Antonic) Koch, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of Conrad Rau, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

3. That such property is in the process of administration by John P Cullinane, as administrator, acting under the judicial supervision of the Probate Court, City of St. Louis, Missouri;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5231; Filed, June 10, 1948;
9:00 a. m.]

[Vesting Order 11296]

FREDERICK S. ROSE

In re: Estate of Frederick S. Rose, deceased. File No. D-28-11712; E. T. sec. 15917.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anna Vogeler, nee Rose, Anna Roße, Heinrich Rose, Walter Rose, Anna Schorff, nee Schaumann, Otto Schaumann, Luise Wickop, nee Schaumann, Marie Feldmann, nee Schaumann, Luise Rose, Frieda Kroseberg, nee Rose, Kathe Rose, Hans Rose, and Lilli Schausten, nee Rose, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them in and to the estate of Frederick S. Rose, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by S. Arthur Paul, as administrator, acting under the judicial supervision of the Probate Court, Cumberland County, Maine;

and it is hereby determined:

4. That to the extent that the persons identified in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

No. 114—3

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5232; Filed, June 10, 1948;
9:00 a. m.]

[Vesting Order 11237]

ISADORE SAALFRANK

In re: Estate of Isadore Saalfrank, deceased. File No. D-23-12274; E. T. sec. 16500.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That August Saalfrank, Suzle Körner, Ernestina Saalfrank, and Olga Saalfrank, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of Isadore Saalfrank, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by Henry F. Klismith, as administrator, acting under the judicial supervision of the County Court of Portage County, Wisconsin;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5233; Filed, June 10, 1948;
9:00 a. m.]

[Vesting Order 11312]

MAX BUCHMANN

In re: Estate of Max Buchmann, deceased. D-28-12311, E. T. sec. 16513.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Rosa Bernheimer and Berthold Bernheimer, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, in and to the estate of Max Buchmann, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by Security-First National Bank of Los Angeles and Carrie Buchmann, co-executors, acting under the judicial supervision of the Superior Court, State of California, County of Los Angeles, Santa Monica Division;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5234; Filed, June 10, 1948;
9:00 a. m.]

[Vesting Order 11353]

WALBURGA REHM

In re: Bank account owned by Walburga Rehm, also known as Walburga Rehm. D-23-12323-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Walburga Rehm, also known as Walburga Rehm, whose last known address is 4/II Georgenstr., Munich 13, Germany, is a resident of Germany and

a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Walburga Rehm, also known as Wallburga Rehm, by The Bowery Savings Bank, 110 East 42d Street, New York, New York, arising out of a savings account, account number 350, 110 R, entitled Walburga Rehm, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5235; Filed, June 10, 1948;
9:00 a. m.]

[Vesting Order 11354]

RAIMUND PABST

In re: Debt owing to Raimund Pabst. F-28-23567-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Raimund Pabst, whose last known address is Friedersdorf in Thur, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Raimund Pabst, by Wm. M. St. Clair & Co., 5331 Milwaukee Avenue, Chicago 30, Illinois, in the amount of \$84.98, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5236; Filed, June 10, 1948;
9:01 a. m.]

[Vesting Order 11357]

EUGENE H. SCHREIBER

In re: Bank account owned by Eugene H. Schreiber. F-28-26840-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Eugene H. Schreiber, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Eugene H. Schreiber, by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a banking account entitled Eugene H. Schreiber, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country the national interest of the United States requires that such person be treated as a

national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5237; Filed, June 10, 1948;
9:01 a. m.]

[Vesting Order 11275]

THERESA FEICHTMEIER

In re: Estate of Theresa Feichtmeier, deceased. File No. F-28-22893; E. T. sec. 15765.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Dr. Otto Feichtmeier, whose last known address is Germany, is a resident of Germany and national of a designated country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Theresa Feichtmeier, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany),

3. That such property is in the process of administration by Josephine Gruber, as executrix, acting under the judicial supervision of the Probate Court of the State of Ohio, in and for the County of Cuyahoga;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5176; Filed, June 9, 1948;
8:54 a. m.]

[Vesting Order 11283]

HENRY A. LANGHORST

In re: Trust under the will of Henry A. Langhorst, deceased. File D-28-7414-G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Diether Jitschin and Clarissa Loog, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the trust created under the will of Henry A. Langhorst, deceased, and presently being administered by The First National Bank of Chicago, 38 South Dearborn Street, Chicago, Illinois, as trustee,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 25, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5177; Filed, June 9, 1948;
8:54 a. m.]

[Vesting Order 11344]

J. FURUYAMA

In re: Bank account owned by J. Furuyama, also known as Jukichi Furuyama. F-39-6095-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That J. Furuyama, also known as Jukichi Furuyama, whose last known address is Manasboji Mutubi-Mura Date-Gun Fukushima, Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to J. Furuyama, also known as Jukichi Furuyama, by California Bank, 625 South Spring Street, Los Angeles, California, arising out of a commercial account, entitled J. Furuyama, maintained at the City Market branch office of the aforesaid bank located at 863 San Pedro Street, Los Angeles, California, and any and all rights to demand, enforce, and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5178; Filed, June 9, 1948;
8:54 a. m.]

[Vesting Order 11345]

FRIEDRICH W. HABER

In re: United States currency, owned by the personal representatives, heirs, next of kin, legatees and distributees of Friedrich W. Haber, also known as F. W. Haber, deceased.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Friedrich W. Haber, also known as F. W. Haber, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

2. That the property described as follows: United States currency in the aggregate amount of \$26,053.00, contained in safe deposit box numbered 336 at the Central Hanover Safe Deposit Company, 43rd Street and Lexington Avenue, New York, New York, said box being leased in the name of F. W. Haber,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the personal representatives, heirs, next of kin, legatees and distributees of Friedrich W. Haber, also known as F. W. Haber, deceased, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5179; Filed, June 9, 1948;
8:54 a. m.]

[Vesting Order 11346]

HEGEL AND SCHWARZHANS

In re: Debts owing to Hegel & Schwarzhans. F-28-22990-C-1; F-28-22990-C-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hegel & Schwarzhans, the last known address of which is Saarlandstrasse 14, Berlin SW11, Germany, is a corporation, partnership, association or

other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany)

2. That the property described as follows:

a. That certain debt or other obligation owing to Hegel & Schwarzhans, by Otto Munk, 41 Park Row, New York 7, New York, in the amount of \$37.02, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Hegel & Schwarzhans, by Langner Parry Card & Langner, 120 East 41st Street, New York 17, New York, in the amount of \$80.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-5180; Filed, June 9, 1948; 8:54 a. m.]

[Vesting Order 11347]

GONSERO HIRAMATSU

In re: Debt owing to Gonsero Hiramatsu. F-39-6261-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Gonsero Hiramatsu, whose last known address is 3-Chome, Kyomachibori, Nishiku, Osaka, Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Gonsero Hiramatsu, by Henry Disston & Sons, Inc., Tacony, Philadelphia, Pennsylvania, in the amount of \$676.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-5181; Filed, June 9, 1948; 8:54 a. m.]

[Vesting Order 11348]

LUDWIG HIRMER

In re: Debt owing to Ludwig Hirmer. F-28-22586-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ludwig Hirmer, whose last known address is Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation owing to Ludwig Hirmer, by Western Electric Company, Incorporated, 195 Broadway, New York 7, New York, in the amount of \$2,680.27, as of December 31,

1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-5182; Filed, June 9, 1948; 8:55 a. m.]

FRANCOIS C. P. HENROTEAU

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No. and Property

Francois C. P. Henroteau, Liege, Belgium; A-335, A-336; property described in Vesting Order No. 675 (8 F. R. 5029, April 17, 1943) relating to United States Letters Patent Nos. 2,191,565 and 2,277,516.

Executed at Washington, D. C., on June 4, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-5240; Filed, June 10, 1948; 9:01 a. m.]